

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CENTRAL RAILROAD, INC.,
Plaintiff,

v.

SPRINGFIELD TERMINAL RAILWAY
COMPANY and BOSTON AND MAINE
CORPORATION,
Defendants

C. A. No.: 04-30235-MAP

MOTION TO WITHDRAW PLAINTIFF'S
MOTION FOR LEAVE TO AMEND COMPLAINT

Now comes the plaintiff, New England Central Railroad, Inc. ("NECR"), to move that this Honorable Court for leave to withdraw its *Motion for Leave to Amend Complaint* due to the fact that the defendants have yet to answer the original complaint, no previous amendment has been made to the complaint, and that the NECR has this date filed with the court its *Amended Complaint*. Fed. R. Civ. P. 15.

Wherefore, the original motion is moot and should be withdrawn.

Respectfully submitted,
NEW ENGLAND CENTRAL RAILROAD, INC.,
by its attorneys,

/s/ Richard A. Davidson, Jr
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Dated: February 25, 2005